

FEDERAL COMMUNICATIONS COMMISSION
Washington, D C. 20554

FILE 17

MAY 10 2004

OFFICE OF
MANAGING DIRECTOR

Daryl J. Loether
Senior Accountant
TDS METROCOM
525 Junction Road
Madison, WI 53717

Re: TDS METROCOM FY 2003
Regulatory Fee
Fee Control No. 00000RROG-04-044
Bill No. 032000995

Dear Mr. Loether:

This is in response to your request dated March 19, 2004 filed on behalf of TDS METROCOM for waiver of the late payment penalty associated with the fiscal year (FY) 2003 regulatory fees. Our records reflect that your \$34,949.52 regulatory fee was received by the Commission on September 26, 2003. Although you have informed our staff that you have mailed your late payment penalty of \$8,737.38, it has not yet been received by the Commission.

By way of explanation, you assert in your request that your late payment was due to a miscommunication in your mailing department that resulted in the check being sent "ground" rather than "overnight," and that you have changed your processes to ensure timely payments in the future. Further, you note that TDS METROCOM has an exemplary history of making timely payments to the FCC.

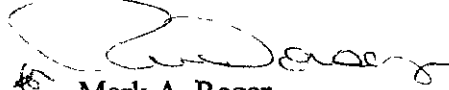
The Communications Act of 1934, as amended, requires the Commission to assess a late payment penalty of 25 percent on any regulatory fee not paid in a timely manner. It is the obligation of the licensees responsible for regulatory fee payments to ensure that the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. We find that TDS METROCOM did not meet its obligation to file its regulatory fee to be received by the Commission no later than September 25, 2003, the final date of the regulatory fee filing window for FY 2003. We therefore deny your request for abatement of the penalty for late payment of the fiscal year 2003 regulatory fee.

Mr. Daryl J. Loether

2.

Your late payment penalty in the amount of \$8,737.38 for FY 2003 is now due. The fee must be received, together with a copy of Bill No. 0320000995, within 30 days from the date of this letter. If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger
Chief Financial Officer

Enclosure:
Copy of Bill No. 0320000995

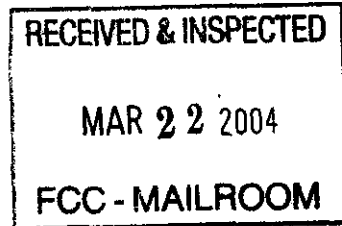


-00000 RROG - 04 - 044

RECEIVED
FCC

2004 MAR 22 P 3: 54

PROCESSING
TMT



TEW

March 19, 2004

Federal Communications Commission
ATTN: Claudette E. Pride, Chief
Washington, D.C. 20554

Re: Bill No. 0320000995
2003 Annual Regulatory Fees

Dear Sir or Madam:

This letter is in response to the Late Penalty assessed to TDS METROCOM. Our records indicate that the check was issued September 23, 2003. Due to a miscommunication in our mailing Department, the check was sent Ground instead of being sent overnight, which is what we intended. Enclosed is a copy of the Shipping Request. If we had intended the letter to be sent via ground we would have simply put a stamp on it and mailed it out. In light of this event, processes have been changed to ensure that future payments will be mailed and received by their due date.

TDS METROCOM has an exemplary history of making timely payments to the Federal Communications Commission. For this reason we respectfully request that the penalty be abated.

If there are any questions please contact me at 608-664-4073.

Respectfully,

Daryl J. Loether, Senior Accountant
TDS METROCOM
525 Junction Road
Madison, WI 53717

MAR 23 2004

525 JUNCTION ROAD, SUITE 6000
MADISON, WI 53717

TDS TELECOM SHIPPING REQUEST FORM
Shipping 664-6406
PLEASE PRINT OR TYPE

MAR 22 2004

BY: _____

RECEIVERS ADDRESS

(OVERNIGHT/GROUND COURIERS WILL NOT DELIVER TO POST OFFICE BOXES)

DATE 9/23/03

A/TN: Mellon Client Service NAME: Steve Brey
 BUSN: Federal Communications Comm. EXT: 4344
Commission - Regulatory COST CENTER: 001 - Finance - ccw7
500 Ross St., Rm 670
Pittsburgh, Pa 15262-0001

- TO ENSURE ACCURACY, PLEASE FILL IN COMPLETE ADDRESS AND PACKAGE WILL BE SHIPPED TO ADDRESS INDICATED ABOVE
- COURIERS WILL CHARGE AN ADDITIONAL FEE OF \$5.00-\$10.00 FOR INACCURATE/INCOMPLETE ADDRESSES

IF THIS SECTION IS NOT FILLED OUT, YOUR PACKAGE WILL BE SENT OUT VIA UPS GROUND.

DATE OF ARRIVAL: ____/____/____ OR CHECK HERE IF NO SPECIFIC DATE _____

TO ARRIVE BY 12:00 PM 3:00 PM 5:00 PM

CHECK HERE IF THIS IS A SATURDAY DELIVERY _____ (PLEASE ARRANGE FOR SAT. DELIVERY AHEAD OF TIME)

Email notification (TRACKING NUMBER, DATE SHIPPED, ETC.) Used ONLY on Next Day Air packages or if arranged ahead of time.

@tdstelecom.com

BOX	OF	VALUE	ITEM DESCRIPTION	BOX	OF	VALUE	ITEM DESCRIPTION
BOX	OF	\$		BOX	OF	\$	
BOX	OF	\$		BOX	OF	\$	
BOX	OF	\$		BOX	OF	\$	

584564 SEP 24, 2003 ACT WT 0.3 MPK 1
 TOTAL BC SERVICE GND COM BILL WT 1
 TRACKING# 125845640345989294

*****THIS SECTION TO BE FILLED OUT
 COST CENTER/REF: 05 001 BREY LETTER
 REF 2:

(____) DISTRIBUTION SERVICES: PLAC

(DISTRIBUTION SERVICES: PLACE TRACK#)

HANDLING CHARGE \$0.00
 REFERENCE RATE CHARGES: SERVICE \$3.29
 IV \$0.00 COD \$0.00 RS \$0.00
 DC \$0.00 HZMT \$0.00 SD \$0.00
 AM \$0.00 NTFY \$0.00 SP \$0.00
 TOT REF CHG \$3.29 REF+HANDLING \$3.29

YOUR PACKAGE WAS SENT:

☒ UPS
☐ FED EX

☐ SATURDAY DELIVERY

☐ NEXT DAY EARLY A.M.
☐ NEXT DAY PRIORITY
☐ NEXT DAY STANDARD
☐ SECOND DAY A.M.
☐ SECOND DAY
☒ THREE DAY SELECT
☐ GROUND

SHIPPED BY: [Signature]
 (Please initial)

VERIFIED BY: _____
 (Please initial)

DATE SHIPPED: 9/24/03

COMMENTS: _____



Finance

P.O. Box 5158
Madison, WI 53705-0158

525 Junction Road, Suite 7000
Madison, WI 53717-2105

FACSIMILE TRANSMITTAL SHEET

Date:

Transmission Consists of cover sheet plus 2 page (s)

To: Tom Patnam

From: Daryl Loether

M. Bertman Esq.

Phone:

Phone:

Fax:

Fax:

REMARKS:

Privilege and Confidentiality Notice

The information in the telecopy is intended for the named recipients only. It may contain information that is privileged, confidential, or otherwise protected from disclosure. If you are not the intended recipient, you are hereby notified that any disclosure, copying, or the taking of any action in reliance on the contents of this telecopied material is strictly prohibited. If you have received this telecopy in error, please notify us by telephone immediately and mail the original to us at the above address. Thank you.



Federal Communications Commission
Washington, D.C. 20554

March 3, 2004

TDS METROCOM, LLC
525 Junction Road
Madison, WI 537171799

Re: Bill No. 0320000995

Dear Licensee:

This letter is notice that you were late paying your 2003 annual regulatory fee(s). Payment of regulatory fees was due to the Federal Communications Commission (FCC) by 11:59 pm, September 25, 2003. Your fee payment of \$34,949.52 was received on September 26, 2003.

In accordance with Section 9 [47 USC 159(c)(1)], a 25 percent late penalty in the amount of \$8,737.38 has been assessed. Unless you can show just cause why the penalty is inapplicable, payment is due within 30 days from the date of this letter.

Payment should be sent to the Federal Communications Commission, Regulatory Fees, P.O. Box 358340, Pittsburgh, PA 15251-5340, along with a copy of the enclosed billing invoice.

If you have any documentation that will establish that the fee was remitted and received at Mellon Bank by September 25, 2003, such as a carrier dated receipt, please include this documentation with your response and your record(s) will be adjusted accordingly.

You are cautioned that failure to respond and/or pay the penalty will subject you to further sanctions as defined in 47 CFR, Section 1.1164 of our Rules. These sanctions include subjecting the delinquent payer's pending applications to dismissal, and may require a delinquent payer to show cause why any existing instruments of authorization should not be revoked. Further sanctions include interest charges and the full cost of collection to the Federal government pursuant to Section 3720A of the Internal Revenue Code, 31 USC 3717, and the provision of the Debt Collection Improvement Act, 31 USC 3717.

If you have any questions, you may contact my office at (202) 418-1995.

Sincerely,

Claudette E. Pride, Chief
Revenue and Receivables Operations Group

Enclosure

* * * COMMUNICATION RESULT REPORT (MAR.30.2004 5:18PM) * * *

FILE MODE	OPTION	ADDRESS (GROUP)	TTI FCC OMD RESULT	PAGE
308 MEMORY TX		94187540	OK	P. 3/3

REASON FOR ERROR

E-1) HANG UP OR LINE FAIL
E-3) NO ANSWER

E-2) BUSY
E-4) NO FACSIMILE CONNECTION

MAR-30-04 03:35PM FROM-TDS TELECOM FINANCE

6086844819

T-174 P.01/03 F-851



Finance

P.O. Box 5158
Madison, WI 53705-0158

525 Junction Road, Suite 7000
Madison, WI 53717-2106

FACSIMILE TRANSMITTAL SHEET

Date:

Transmission Consists of cover sheet plus 2 page(s)

to: Tom Patham

From: Daryl Loether

M. Bertman Esq.

Bill Processing

Document Number 0320000995

FRN 0003767539

TDS METROCON, LLC

F1 NEXT

F9 EXIT

BILL EXISTS - YOU ARE IN MODIFY MODE - PRESS F9 TO EXIT

RANIS ACCOUNTS RECEIVABLE SUBSYSTEM

(c) DSG, Inc.

Add/Modify Billing Information

Document Number 0320000995

FRN 0003767639

TDS METROCOM, LLC

Bill Date 09/30/03

Bill Amount \$8,737.38

Bill Type FINE

Bill Paid \$0.00

Bill Due Date 10/30/03

Bill Balance Due \$8,737.38

Dunning Indicator Bill Cycle

Interest Due \$0.00

Referral Code Waiver

Penalty Due \$0.00

Print Seq # 00004776 Waiver Date

Admin Chg Due \$0.00

Transaction Date 03/29/04 Acct Period 06

Total Due \$8,737.38

Bill Description Assess penalty for late regulatory fee

Line Item Sequence 001 BFY FUND PROG ORG PROJ BOC TYPE

Accounting Classification Code 2003 08 90 9500 065 0199

Product No. 0399 Quantity 1 Item Amount \$8,737.38

Document Status 0 Item Paid \$0.00

Transaction Code Item Balance Due \$8,737.38

Reference Type Reference No. 0309298835049001 Line 001

Bureau File No. 20

Item Description payment not received by 09/25/03

Fy Days 360 Rate 0.00

F1 NEXT F2 PREV F3 VERIFY F4 CRM F5 SAVE F6 BACK F7 EXIT

3/29/2004 ARIPNL2

PD
3/29/04



Non-Public For Internal Use Only

RAMIS ACCOUNT RECEIVABLES

Check Number Query Report

Page 1 of 1
Tuesday, March 30, 2004 12:05 PM

FEE Control Number	0309298835049001		
Customer FRN	9999999982	FRN Name	GENERIC FRN
Check Number	150004949000		
Receipt Amount	\$34,949.52	Date Received :	09/26/2003

AR012-A
3/30/2004
10 57:09

RAMIS ACCOUNTS RECEIVABLE - (C) DSG, Inc
RECEIPTS DETAIL REPORT
SORTED BY TRANSACTION DATE, CD No , FEE CONTROL No

PAGE 1
3/30/2004
10 57:09

CD No.	CD DATE	FEE CONTROL No.	FRN	PAYER NAME	TRANSACTION DATE	RECEIPT AMOUNT
560406	2/15/02	0202158150062001	0003767639	TDS METROCOM, LLC	2/14/02	\$655 00

Seq: 1 Call Sign. FCC Code 1: FCC Code 2: Tin Number. 0391879010
PTC: CQK QTY: 1 Applied Amt. 655.00
Applicant Name: TDS METROCOM INC
Address: 1212 DEMING WAY SUITE 350

Total Applied: \$655 00 Total Receipt: \$655.00